IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 24TH OCTOBER 2007 / 2ND KARTHIKA 1929

Bail Appl..No. 6031 of 2007(J)

CRIME NO.33/07 CHENGAMANAD POLICE STATION

PETITIONERS/ACCUSED

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1. JOHNY, AGED 55,
   S/O. THOMAN, MANJALY HOUSE,
   MALLUSSERY, NEDUMBASSERY.

2. M.T.JOSEPH, AGED 50,
   S/O. THOMAN, MANJALY HOUSE,
   MALLUSSERY, NEDUMBASSERY.

BY ADV. SRI.N.K.MOHANLAL

RESPONDENTS: COMPLAINANT

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1. SUB-INSPECTOR OF POLICE,
   CHENGAMANAD.

2. STATE OF KERALA
   REPRESENTED BY PUBLIC PROSECUTOR,
   HIGH COURT OF KERALA
   ERNAKULM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 24/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

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B.A.No. 6031 of 2007

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Dated this the 24th day of October, 2007

O R D E R

Application for anticipatory bail. The petitioners had, in compliance with the interim direction dt. 9.10.2007, appeared before the Investigating Officer. They were interrogated. The Investigating Officer has not now perceived the need to array the petitioners as accused or to arrest them, submit the learned Prosecutor, on instructions.

2. The petitioners are therefore not required to be arrested now in connection with this case. If at any later stages the petitioners were required to be arrested, prior notice shall be given to them and prior permission of this Court shall be taken, submit the learned Prosecutor, on behalf of the Investigating Officer.

3. The submissions of the Prosecutor are taken note of and recorded. It is now evident that the apprehension of the petitioners is without any basis or merit.

3. This application is hence dismissed as agreed.

(R. BASANT)

tm Judge